

ATTORNEYS AT LAW

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1747 PENNSYLVANIA AVENUE, N. W. SUITE 900 AUTOMATIC TELECOPIER 202-293-2768

WASHINGTON, D. C. 20006

October 27, 1998

Mr. F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket
Federal Elections Commission
999 E Street, Northwest
City of Washington, District of Columbia 20463

Via Hand

Re: MUR 4821

Dear Mr. Turley:

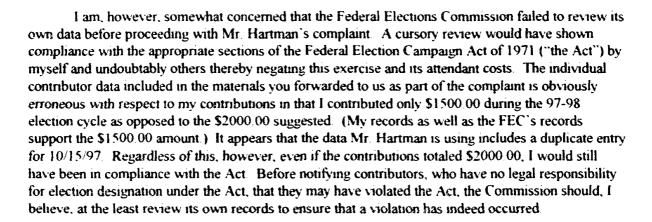
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I am responding to a letter I received from the Federal Election Commission ("the Commission") dated October 21st, in which you informed me that, as a result of a complaint filed against Congressman Rick Lazio, I am a target of your investigation (one of among many) into campaign contributions in excess of \$1,000.00 made to Congressman Lazio's campaign. Specifically, the complainant—Kenneth J. Hartman, a political opponent of Mr. Lazio—has said that I contributed an amount in excess of \$1,000.00 during this election cycle in violation of 11 CFR 110.1(1).

Mr. Hartman apparently failed to read §110.1(1) or the succeeding sections. Had he done so, he would have found that the limitation in §110.1(1) of \$1000.00 "with respect to any election for federal office" is further defined in the next paragraph (2). This paragraph defines "with respect to any election" to include a primary and a general election. Further, §110.1(1)(b)(2)(i) states: "Contributors to candidates are encouraged to designate their contribution in writing for a particular election" (emphasis added). There is no requirement on my part to provide this information. If there is a requirement of designation, it is on the campaign. This process is laid out in §110(5). I have no knowledge how the Lazio campaign tracks contributions for the purposes of designation to a primary or a general election. Additionally, excess contributions over \$1000.00 for any election are to be handled in accordance with §110.1(b)(3)(i)(A),(B), or (C)¹.

Notwithstanding the discussion above and pursuant to our conversation of October 23rd, please find a break down of the contributions I have made in the 1997-1998 election cycle. During our conversation I indicated that my records showed contributions in the aggregate of \$1,500.00 in this election cycle (1997-1998) and \$500.00 in the last (1995-1996). This amount corresponds to your records (see Exhibit A) and my records (see Exhibit B and attachments thereto).

Least there be any doubt regarding legality of the three contributions to Senator D'Amato's campaign as shown in the Federal Election Commissions data, the 11/10/97 contribution was returned by the campaign committee and the refund deposited in our account on January 22, 1998. (see exhibit c)



I would hope that Mr. Hartman will receive a communication from the Commission explaining that these contributions are legal and that his inquiry, predicated on his desire to embarrass Congressman Lazio, has no merit. Further, I would hope that Mr. Hartman would apologize to the contributors to Mr. Lazio, as well as to Mr. Lazio for the work, expense and inconvenience created for the individuals listed in his complaint.

I appreciate that this matter will, as a matter of law, remain confidential in accordance with 2 U.S.C § 437g(a)(4)(B) and § 437g(a)(12)(A) of the Act

If you should require any additional information, please do not hesitate to contact me.

I remain.

Vert truly yours,

Robert S Royer

cc Congressman Rick Lazio without enclosures

Enclosures Exhibit A

Exhibit B with attachments 1,2,3 and 4

Exhibit C







Presented by the Federal Election Commission

Individual Contributions Arranged By Type, Giver, Then Recipient

Contributions to Political Committees

ROYER, ROBERT **AKRON, OH 44333**

SCANLON & GEARINGER

BOYLE, MARY

VIA MARY BOYLE FOR U \$ SENATE COMMITTEE

03/30/1998

838.00

98020081149

ROYER, ROBERT

BAINBRIDGE IS, WA 98110 ROYER COMMUNICATIONS

DODD, CHRISTOPHER J

VIA 98 FRIENDS OF CHRIS DODD

04/06/1997

1000.00

97020080472

ROYER, ROBERT

WASHINGTON, DC 20006

ENGEL, ELIOT L

VIA ENGEL FOR CONGRESS

03/19/1997

500.00

97032294301

ROYER, ROBERT

WASHINGTON, DC 20006

ROYER & BABYAK

BOND, CHRISTOPHER S

VIA MISSOURIANS FOR KIT BOND

05/12/1998

1000.00

98020160771

05/12/1998

1000.00

98020160774

D'AMATO, ALFONSE M

VIA FRIENDS OF SENATOR D'AMATO (1998 COMMITTEE)

02/05/1997

1000.00

97020101535

DEFEND AMERICA PAC

FEC Individual Contribution Search Results



udai Commodion Seath Re

05/05/1998

2000.00

98033201459

JOHNSON, TIM

VIA TIM JOHNSON FOR SOUTH DAKOTA INC

03/11/1997

500.00

97020090740

LAFALCE, JOHN J

VIA FRIENDS OF JOHN LAFALCE

09/15/1997

500.00

98032782742

LAZIO, RICK

VIA LAZIO FOR CONGRESS

06/18/1997 500.00 10/15/1997 500.00

500.00

97032282886

10/16/1997

500.00

98032751108 98032751109

PICKERING, CHARLES W'CHIP' JR

VIA PICKERING FOR CONGRESS

12/22/1997

250.00

98032764593

ROYER, ROBERT

WASHINGTON, DC 20006

ROYER AND BABYAK

KANJORSKI, PAUL E

VIA PENNSYLVANIANS FOR KANJORSKI

06/30/1997

250.00

97032261672

MCCOLLUM, BILL

VIA BILL MCCOLLUM FOR CONGRESS

12/04/1997

1000.00

98032764200

SESSIONS, JEFF

VIA FRIENDS OF SESSIONS SENATE COMMITTEE INC

05/27/1997

1000.00

97020101061

ROYER, ROBERT

WASHINGTON, DC 20008

ROYER & BABYAK

VENTO, BRUCE F

VIA VOLUNTEERS FOR VENTO

05/27/1997

500.00

97032282532

ROYER, ROBERT A ESO

AKRON, OH 44308

ATTORNEY

ASSOCIATION OF TRIAL LAWYERS OF AMERICA POLITICAL ACTION

COMMITTEE

02/12/1998

283.00



ROYER, ROBERT J.

SEATTLE, WA 98121

BOB ROYER COMMUNICTIONS

INSLEE, JAY ROBERT

VIA INSLEE FOR CONGRESS

09/02/1998 09/03/1998

964.00 250 00 98990026779

98990026779

ROYER, ROBERT S

WASHINGTON, DC 20006

ROYER & BABYAK

BREAUX, JOHN B

VIA JOHN BREAUX COMMITTEE

09/16/1997

1000.00

98020061856

D'AMATO, ALFONSE M

VIA FRIENDS OF SENATOR D'AMATO (1998 COMMITTEE)

09/26/1997 11/10/1997 1000.00 1000 00 98020042709

98020043014

RE-Deposition n

ROYER, ROBERT STEWART

WASHINGTON, DC 20006

ROYER & BABYAK

KLECZKA GERALD D

VIA FRIENDS OF JERRY KLECZKA

09/29/1997

500.00

98032690104

Total Contributions: 17835.00

Joint Fundraising Contributions

These are contributions to committees who are raising funds to be distributed to other committees. The breakdown of these contributions to their final recipients may appear below

ROYER, ROBERT A

AKRON, OH 44333

ATTORNEY

CIVIC JUSTICE FOR AMERICA

12/08/1997

275.00

98032663293

Total Joint Fundraising: 275.00

TRY A: <u>NEW OUERY</u>

RETURN TO: FEC HOME PAGE



LAZIO CONTRIBUTIONS

1997-1998

<u>Date</u>	<u>Ck #</u>	Recipient	Amount
4/15/971	5117	Lazio for Congress	\$ 500
8/1/972	5295	Lazio for Congress	\$ 500
10/7/973	5430	Friends of Rick Lazio	\$ 500

1995-1996

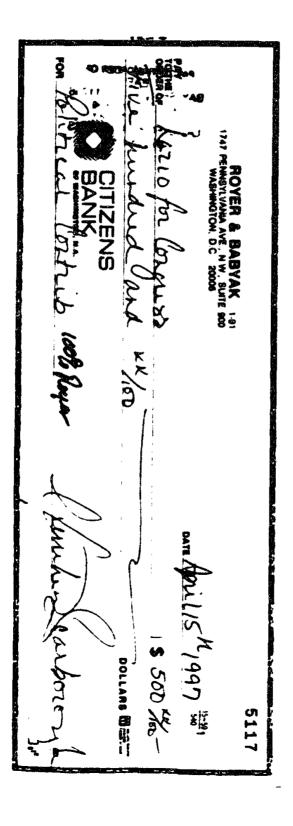
<u>Date</u>	Ck#	Recipient	
9/24/964	4786	Cmte. To ReElect Rick Lazio	\$ 500

See Attachment 1

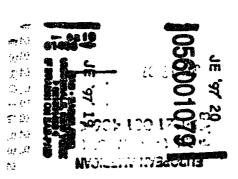
See Attachment 2

See Attachment 3

See Attachment 4







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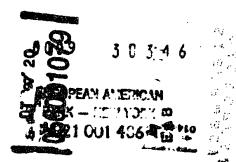
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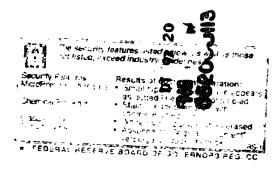


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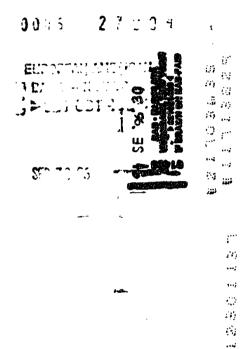


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